

**SB2472**



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**SB2472**

Introduced 1/18/2006, by Sen. John J. Millner

**SYNOPSIS AS INTRODUCED:**

705 ILCS 105/16

from Ch. 25, par. 16

Amends the Clerk of Courts Act. Provides that a circuit clerk shall impound any document relating to child support that contains a social security number.

LRB094 17762 AJO 53061 b

**A BILL FOR**

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Clerks of Courts Act is amended by changing  
5 Section 16 as follows:

6 (705 ILCS 105/16) (from Ch. 25, par. 16)

7 Sec. 16. Records kept by the clerks of the circuit courts  
8 are subject to the provisions of "The Local Records Act",  
9 approved August 18, 1961, as amended.

10 (a) Unless otherwise provided by rule or administrative  
11 order of the Supreme Court, the respective clerks of the  
12 circuit courts shall keep in their offices the following books:

13 1. A general docket, upon which shall be entered all suits,  
14 in the order in which they are commenced.

15 2. Two well-bound books, to be denominated "Plaintiff's  
16 Index to Court Records," and "Defendant's Index to Court  
17 Records" to be ruled and printed substantially in the following  
18 manner:

19	.....					
20	Plaintiffs	Defendants	Kind of	Date	Record	Pages
21			Action	Commenced	Book	
22	.....					
23	.....					
24	.....					
25		Date of	Judgment			
26		judgment	docket			
27	.....					
28			Book	Page		
29	.....					
30			Certificate	Satisfied		
31	Certificate	Certificate	of	or not	Number	
32	of levy	of sale	redemption	satisfied	of case	

1 .....  
 2 Fee Book      Book Page      Book Page      Book Page  
 3 .....

4        All cases shall be entered in such books, in alphabetical  
 5 order, by the name of each plaintiff and defendant. The books  
 6 shall set forth the names of the parties, kind of action, date  
 7 commenced, the record books and pages on which the cases are  
 8 recorded, the date of judgment, books and pages of the judgment  
 9 dockets, fee book, certificates of levy, sale and redemption  
 10 records on which they are entered satisfied or not satisfied,  
 11 and number of case. The defendant's index shall be ruled and  
 12 printed in the same manner as the plaintiff's except the  
 13 parties shall be reversed.

14        3. Proper books of record, with indices, showing the names  
 15 of all parties to any action or judgment therein recorded, with  
 16 a reference to the page where it is recorded.

17        4. A judgment docket, in which all final judgments (except  
 18 child support orders as hereinafter provided) shall be minuted  
 19 at the time they are entered, or within 60 days thereafter in  
 20 alphabetical order, by the name of every person against whom  
 21 the judgment is entered, showing, in the proper columns ruled  
 22 for that purpose, the names of the parties, the date, nature of  
 23 the judgment, amount of the judgment and costs in separate  
 24 items, for which it is issued, to whom issued, when returned,  
 25 and the manner of its enforcement; a blank column shall be kept  
 26 in which may be entered a note of the satisfaction or other  
 27 disposition of the judgment or order and when satisfied by  
 28 enforcement or otherwise, or set aside or enjoined; the clerk  
 29 shall enter a minute thereof in such column, showing how  
 30 disposed of, the date and the book and page, where the evidence  
 31 thereof is to be found. In the case of child support orders or  
 32 modifications of such orders entered on or after May 1, 1987,  
 33 the clerk shall minute such orders or modifications in the  
 34 manner and form provided herein but shall not minute every  
 35 child support installment when due or every child support  
 36 payment when made. Such dockets may be searched by persons, at

1 all reasonable times without fee.

2 5. A fee book, in which shall be distinctly set down, in  
3 items, the proper title of the cause and heads, the cost of  
4 each action, including clerk's, sheriff's and witness' fees,  
5 stating the name of each witness having claimed attendance in  
6 respect of the trial or hearing of such action with the number  
7 of days attended. It shall not be necessary to insert the cost  
8 in the judgment; but whenever an action is determined and final  
9 judgment entered, the costs of each party litigant shall be  
10 made up and entered in such fee book, which shall be considered  
11 a part of the record and judgment, subject, however, at all  
12 times to be corrected by the court; and the prevailing party  
13 shall be considered as having recovered judgment for the amount  
14 of the costs so taxed in his or her favor, and the same shall be  
15 included in the certified copy of such judgment, and a bill  
16 thereof accompanying certified copy of the judgment. If any  
17 clerk shall issue a fee bill or a bill of costs, with the  
18 certified copy of the judgment without first entering the same  
19 in the fee book, or if any such bill of costs or fee bill shall  
20 be issued which shall not be in substance a copy of the  
21 recorded bill, the same shall be void. Any person having paid  
22 such bill of costs or fee bill, may recover from the clerk the  
23 amount thereof, with costs of the action, in any circuit court.

24 6. Such other books of record and entry as are provided by  
25 law, or may be required in the proper performance of their  
26 duties. All records, dockets and books required by law to be  
27 kept by such clerks shall be deemed public records, and shall  
28 at all times be open to inspection without fee or reward, and  
29 all persons shall have free access for inspection and  
30 examination to such records, docket and books, and also to all  
31 papers on file in the different clerks' offices and shall have  
32 the right to take memoranda and abstracts thereto.

33 (b) Except as otherwise provided by rule or administrative  
34 order of the Supreme Court or federal regulation or rule, the  
35 circuit court clerk record entitled "Child Support Data Sheet"  
36 and similar documents containing a social security number of

1 the obligor or noncustodial parent, the obligee or custodial  
2 parent, or the child that is required for purposes of  
3 establishing child support or maintenance under the Illinois  
4 Marriage and Dissolution of Marriage Act, the Illinois  
5 Parentage Act, or the Illinois Parentage Act of 1984 shall be  
6 impounded except as to the parties, attorneys of record,  
7 circuit court clerk personnel, State's attorney personnel, law  
8 enforcement, and other persons deemed interested by the court.  
9 The document shall not be deemed a public record at all times  
10 open to inspection.

11 (Source: P.A. 85-1156.)